

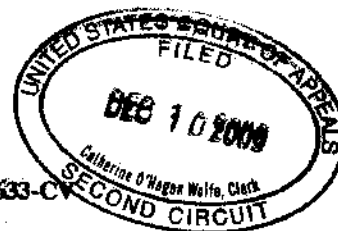
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DATE FILED: DEC 1 2009

SDNY, NY  
09-CV-7104  
Hon. D. Chin

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

Securities and Exchange Commission v.  
Byers

Docket No. 09-3633-CV

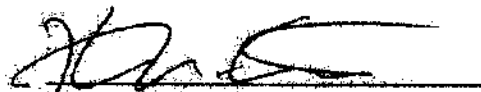


STIPULATION TO DISMISS APPEAL NO. 09-3633 ONLY


The undersigned hereby stipulate that the above-captioned appeal is hereby withdrawn without costs and without attorneys' fees pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure.

The undersigned further stipulate that a signature on this document by facsimile shall be sufficient as an original.

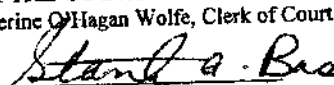
Dated: 11/13/09

  
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SO ORDERED:

FOR THE COURT  
Catherine O'Hagan Wolfe, Clerk of Court  
By   
Stanley A. Bass, Staff Counsel

DEC 1 0 2009

A TRUE COPY  
Catherine O'Hagan Wolfe, Clerk

by   
DEPUTY CLERK

Certified:

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